

60V JCWSCS 05 AUG 2004

LAW OFFICES
STAAS & HALSEY LLP

Rec'd PCT/PTO 26 JUL 2004

1201 New York Avenue, N.W. , Suite 700
Washington, D.C. 20005
TELEPHONE: (202) 434-1500
FACSIMILE: (202) 434-1501

FACSIMILE TRANSMISSION

July 26, 2004

TO (FIRM): Petitions Office of USPTO

FAX NO: 703-308-7751 TELEPHONE:

FROM: Darleen J. Stockley

RE: U.S. Serial No. 9/913,956

OUR DOCKET: 1546.1004

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the below-listed correspondence is being transmitted via facsimile to: Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA 22313-1450. on July 26, 2004.

Copy of Response to Decision on Petition and Docket Records for
March 2, 2002 through March 4, 2002 and Stamped Return
Receipt Postcard Showing Receipt on April 28, 2004

By: Darleen J. Stockley
Darleen J. Stockley

Date: July 26, 2004

NO. OF PAGES (Including this Cover Sheet) 13

Comments: In accordance with my telephone conference with the Office of Initial Patent Examining this morning, enclosed is copy of the Response to Decision on Petition and Docket Records for March 2, 2002 through March 4, 2002 and a Stamped Return Receipt Postcard showing receipt by USPTO on April 28, 2004. Please advise us of the status of this application.

July 26, 2004
Date

Darleen J. Stockley
Darleen J. Stockley, Registr. No. 34/257

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Please Date Stamp and return

Response to Decision on Petition and Docket Records for March 2, 2002 through March 4, 2002

APPLICANT(S): Chi Bom CHAE, et al.

SERIAL NO: 09/913,956

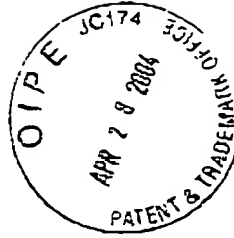
CONFIRMATION NO.

TITLE: ARGININE-RICH ANTI-VASCULAR ENDOTHELIAL GROWTH FACTOR
PEPTIDES THAT INHIBIT GROWTH AND METASTASIS OF HUMAN TUMOR
CELLS BY BLOCKING ANGIOGENESIS

FILING DATE: August 21, 2001

DOCKET NO: 1546.1004/MDS:ke

DUE DATE: December 24, 2003



377

Docket No.: 1546.1004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Chi Bom CHAE, et al.

Serial No. 09/913,956

Group Art Unit: Unassigned

Filed: August 21, 2001

Examiner:

For: ARGININE-RICH ANTI-VASCULAR ENDOTHELIAL GROWTH FACTOR PEPTIDES
THAT INHIBIT GROWTH AND METASTASIS OF HUMAN TUMOR CELLS BY
BLOCKING ANGIOGENESIS

RESPONSE TO DECISION ON PETITION

Mail Stop: PCT
Commissioner for Patents
ATTN: Office of PCT Legal Administration
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is in response to the Decision on Petition received April 2, 2004. Applicant hereby submits a copy of the docket record showing where the Notification of Missing Requirements would have been docketed for response had it been received - more specifically, a docket record showing all cases docketed for response on March 2, 2002 through March 4, 2002. Applicant respectfully requests the granting of the Request for Withdrawal of Abandonment and the reissuance of a Notification of Missing Requirements.

It is noted that the Decision on Petition indicated that the Petitioner has satisfied requirements (1) and (2) as set forth in the M.P.E.P. §711.03(c).

Although we do not believe there are fees associated with this Communication, if any fees are required, please charge same to our Deposit Account No. 19-3935.

Date: 4/28/04Respectfully submitted,
STAAS & HALSEY LLPBy: Michael D. Stein
Registration No. 37,240

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501

STAAS & HALSEY E-MAIL DAILY PATENT TICKET REPORT

Action Due	Deadline	Action	Serl No.	Pet Number	
3/2/2002	4/2/2002	Final Response Ext 2	09/358,544 1699	1046.1016C2D1	CJG ✓
3/2/2002	4/2/2002	Notice of Appl Ext 2	09/358,544 1699	1046.1016C2D1	CJG ✓
3/2/2002		Next Office Action ?	09/517,049	0862.1399C	DMP ✓
3/2/2002	5/2/2002	Response Due Ext 1	09/765,377 1052	1506.1003	EB ✓
3/2/2002	5/2/2002	Notice of Appl Ext 1	09/702,663	1514.1090	HEW ✓ <i>ACE</i>
01/29/2002 RECVD ADVISORY ACTION RE: THE PROPOSED AMENDMENT WILL NOT BE ENTERED BECAUSE THEY RAISE NEW ISSUES...*					
3/2/2002		Filing Receipt ?	10/019,723	0070.1091	JDH ✓
3/2/2002	8/2/2002	Missing Parts Due	10/005,312 7927	1594.1025	JGM ✓
3/2/2002	4/2/2002	Notice of Appl Ext 2	09/271,250	0614.1947	JIM ✓
3/2/2002	6/2/2002	Appl Brief Due Ext 2	08/902,159 9903	0826.1407	JIM ✓
3/2/2002	4/2/2002	Notice of Appl Ext 2	09/060,712 9905	0826.1486	JIM ✓
02/20/2002 RECVD ADVISORY ACTION RE: THE PROPOSED AMENDMENT WILL NOT BE ENTERED BECAUSE THEY RAISE NEW ISSUES THAT...*					
3/2/2002	5/2/2002	Request For Exam	97925413.3	0929.1094 EPC	JRB ✓
3/2/2002	4/2/2002	Response Due Ext 2	09/531,104	0021.1934	JTS ✓
3/2/2002	5/2/2002	Response Due Ext 1	09/268,999 9272	1075.1112	JTS ✓
01/31/2002 CONFIRM LTR RE: PLEASE OBTAIN AN ONE MONTH EXT *					
3/2/2002	3/2/2002	File New Application		1293.1338	MDS ✓
3/2/2002	11/2/2002	File New Application		1349.1057	MDS ✓
ASAP PER CLIENT					
3/2/2002	1/2/2003	File New Application		1349.1060	MDS ✓
3/2/2002	3/2/2002	File New Application		1514.1008	MDS ✓
3/2/2002	4/2/2002	File New Application		1567.1027	MDS ✓
3/2/2002	3/2/2002	File New Application		1561.1001	MDS ✓
3/2/2002		IDS Due	09/685,478	1379.1010	MJH ✓
3/2/2002		Next Office Action ?	09/744,225	1454.1173	MJH ✓
3/2/2002	4/2/2002	Final Response Ext 2	09/764,792 8447	1454.1181	MJH ✓ <i>ACE</i>

STAAS & HALSEY E-MAIL DAILY PATENT REPORT

Action Due	Deadline	Action	Serl No.	Pat Number	
3/2/2002	4/2/2002	Notice of Appl Ext 2 09/764,792 8447		1454.1181	MJH
3/2/2002	3/2/2002	File New Application		1454.1227	MJH
3/2/2002	5/2/2002	Final Response Ext 1 09/662,868 2066		1615.1002	RAG
3/2/2002	5/2/2002	Notice of Appl Ext 1 09/662,868 2066		1615.1002	RAG
3/2/2002	6/2/2002	Nat Stge 30Mo-3M Rmd PCT/US00/32856		1617.1004 PCT	RAG
3/2/2002	5/2/2002	Notice of Appl Ext 1 09/114,158		1288.1001	STB
02/22/2002 RECVD ADVISORY ACTION RE: THE PROPOSED AMENDMENT WILL BE ENTERED AND AN EXPLANATION OF HOW THE NEW OR AMENDED CLAIMS WOULD BE REJECTED IS PROVIDED					
3/2/2002	8/2/2002	Annuity Due	90114827.0	0411622	0060.1062 ES WFH

PAMS & HALSEY E-MAIL DAILY PATENT REPORT

Action Due	Deadline	Action	Serl No.
3/3/2002	6/3/2002	Response Due	09/588,232 8789
3/3/2002	6/3/2002	Response Due	09/365,829 2314
3/14/2002		CONFIRM LTR RE: INSTRUCTIONS TO FILE RESPONSE ***	
3/3/2002	4/3/2002	Response Due Ext 2	09/359,774 3258
3/3/2002		File DIV Appln	09/703,936 3775
3/3/2002	6/3/2002	Response Due	09/619,983 4661
3/3/2002		Next Office Action ?	09/518,135
3/3/2002		Next Office Action ?	09/517,621
3/3/2002	6/3/2002	Response Due	09/203,093
3/3/2002	6/3/2002	Response Due	09/532,902
3/3/2002	4/3/2002	Response Due Ext 2	09/647,760
3/3/2002		Filing Receipt ?	10/034,321
3/3/2002	8/3/2002	Missing Parts Due	10/005,198 5551
3/2/2002		File DIV Appln	09/253,719 5962
3/3/2002	6/3/2002	Response Due	09/353,625 3873
3/3/2002	5/3/2002	File New Application	
3/3/2002	6/3/2002	Response Due	09/823,758 9110
02/06/2002		INSTRUCTIONS PREPARE AND SEND COPY OF DRAFT RESPONSE ***	
3/3/2002	6/3/2002	Response Due	09/805,048 1656
2/21/2002		CONFIRM LTR RE: INSTRUCTIONS TO PREPARE AND FILE RESPONSE *****	
3/3/2002	8/3/2002	Appeal Brief Due	09/356,021 7237
02/12/2002		THE PROPOSED AMENDMENT WILL NOT BE ENTERED BECAUSE THEY RAISE NEW MATTER.."	
3/3/2002	5/3/2002	Response Due	98501668.8
3/3/2002	6/3/2002	Final Response Due	09/155,858
3/3/2002	6/3/2002	Notice of Appeal Due	09/155,858
01/22/2002		RECEIVED INSTRUCT IN DE"	
3/3/2002	3/3/2002	File New Application	

Pat Number

1391.1017	DMP
1405.1006	EB
1330.1034	GMG
0614.1926D	HJS
1071.1044D	HJS
1614.1034	HJS
0021.1940	JDH
1065.1033	JDH
1076.1054	JDH
1185.1054	JDH
1405.1055	JDH
1594.1015	JGM
0392.1619	JIM
1330.1047	JRB
1349.1044	MDS
1080.1094	MJB
1509.1008	MJB
1185.1048	MJB
1215.1040PCTEP4	MJH
1454.1153	MJH
1454.1153	MJH
1454.1231	MJH

Jul-26-04 10:15am From:STAAS & HALSEY

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T-794 P.007/013 F-357

TARS & HALSEY E-MAIL DAILY PATENT REPORT

Action Due	Deadline	Action	Serl No.	Pat Number
8/1/2002	5/3/2002	Actual Working	952761	191895
LETTER TO CLIENT SENT ON 11/16/1999, REQUESTING INSTRUCTIONS----				

0060.1088 MX: JFH

STAAS & HALSEY E-MAIL DAILY PATENT REPORT

Station Due	Deadline	Action	Serl No.	Pat Number	
1/4/2002	3/4/2002	ISSUE FEE DUE	09/466,133 9812	0021.1920	DLF ✓
1/4/2002	6/4/2002	Notice of Appeal Due	09/217,016 8862	0837.1194	DLF ✓
1/4/2002	3/4/2002	ISSUE FEE DUE	09/288,693 7781	0614.1961	EB ✓
1/4/2002		File DIV Appln	09/245,921 5590	0626.1315D	OTG ✓
3/4/2002	6/4/2002	Foreign Filings 3 Mo	09/871,690 9094	1598.1001	HER ✓
3/4/2002	6/4/2002	Response Due	09/791,873 2008	0122.1268D2	HJS ✓
12/31/2001-RECEIVED REQ		FOR PENDING CLMS & COMMENTS**			
3/4/2002	6/4/2002	Response Due	09/791,777 9694	0122.1268D3	HJS ✓
3/4/2002	6/4/2002	Response Due	08/730,266 5130	1083.1023	JCG ✓
3/4/2002	6/4/2002	File New Application		1075	SDH ✓
PER CLIENT					filed
3/4/2002	6/4/2002	Response Due	09/337,740 9342	1075.1115	JDH ✓
3/4/2002	4/4/2002	Annuity Due	9507000.9	2288130	1078.1247 GB JDH ✓
3/4/2002	6/4/2002	Response Due	08/978,141 3960	1317.1019	JGM ✓
3/4/2002		File DIV Appln	09/670,107 3677	1526.1001	JGM ✓
3/4/2002	6/4/2002	Response Due	09/472,063 8273	0392.1674	JIM ✓
THE PROPOSED	REPLY FILED	DEC. 18, 2001 HAS NOT BEEN ENTERED BECAUSE IT IS UNSIGNED."			
3/4/2002	6/4/2002	Notice of Appeal Due	09/339,824 3107	0826.1552	JTS ✓
3/4/2002	6/4/2002	Final Response Due	09/339,824 3107	0826.1552	JTS ✓
3/4/2002	10/4/2002	File New Application		1349.1053	MDG ✓
3/4/2002	12/4/2002	File New Application		1594.1035	MDG ✓
3/4/2002	6/4/2002	Final Response Due	09/511,353	0122.1394	MJS ✓
3/4/2002	6/4/2002	Notice of Appeal Due	09/511,353	0122.1394	MJS ✓
3/4/2002	6/4/2002	Response Due	09/628,689 3391	0392.1695	MJS ✓
2/16/02 CONFIRM LTR RE:		INSTRUCT TO AMEND CLAIM 3 *****			
3/4/2002	6/4/2002	Final Response Due	09/330,016 8872	1185.1047	MJS ✓
3/4/2002	6/4/2002	Notice of Appeal Due	09/330,016 8878	1185.1047	MJS ✓

STAAS & HALSEY E-MAIL DAILY PATENT REPORT

Action Due	Deadline	Action	Serl No.	Pat Number	
Response Due	6/4/2002		09/358,546 1702	0614.1990	MQA
Notice of Appeal Due	6/4/2002		09/223,561 1427	1330.1023	PIK
Final Response Due	6/4/2002		09/223,561 1427	1330.1023	PIK
Notice of Appl Ext 3	3/4/2002		09/267,673	1417.1002	WFH
Final Response Ext 3	3/4/2002		09/267,673	1417.1002	WFH <i>abn</i>
CASE TO BE ABANDONED IN LIEU OF CIP FILING, PER WFH INSTRUCTIONS ON 2/1/2002----					
Response Due Ext 3	3/4/2002		09/958,559 1957	1515.1001	WFH

STAAS & HALSEY E-MAIL DAILY TRADEMARK SOCKET REPORT

Reg No.	Deadline	Action	Serial No.
3/2002	3/2/2003	Rnw1/Sec 8-lyr Rmdr	74/235,308
2/2002	3/2/2002	Rnw1/Sec 8 Due	22,947
2/2002		Crtfied Copy Reg Due	76/137,403
2/2002	4/2/2002	SOU/EOT-1M Rmdr 1x	76/131,572

Reg Number

1,755,435

1,191,235

0949.2001

0067.2006

1441.2012

1516.2003

DMP

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T-794 P.011/013 F-357

TAAS & HALSEY E-MAIL DAILY TRADEMARK BUCKET REPORT

Action Due	Deadline	Action	Serl No.
1/3/2002	9/3/2002	Sec 8415--6 Mo Rmndr	75/017,701
1/3/2002		Crtified Copy Reg Due	76/026,687

Reg Number

1,998,448

1062.2002 / DMP

0023.2029 / JDH

STAAS & HALSEY E-MAIL DAILY TRADEMARK SOCKET REPORT

Action Due	Deadline	Action	Serial No.	Reg Number
1/4/2002	3/4/2002	Stmnt of Use/1st EOT	75/911,442	
2/08/2002		CONFIRM LTR RE: PLEASE PREPARE AND FILE THE REQUEST FOR EXTENSION OF TIME		

1/4/2002	6/4/2002	Tmk Resp 3 Mo Rmdr	76/309,357	
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1/4/2002	6/4/2002	Tmk Resp 3 Mo Rmdr	76/309,356	
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3/4/2002
ACTION ON THIS APPLN IS SUSPENDED PENDING RECEIPT OF A CERTIFICATION OR CERTIFIED COPY OF THE REGISTRATION IN THE COUNTRY OF ORIGIN OF APPLICANT *****

3/4/2002	3/4/2002	Stmnt of Use/1st EOT	75/425,723	
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3/4/2002		Next Office Action ?	76/055,749	
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1408.2001

DME

0022.2052

JDH

0022.2053

JDH

1419.2011

JDH

1352.2001

MDS

1514.2001

MDS

ISSUE FEES

S&H DUE DATE: 3/4/2002

PTO Date	Action Due	Docket No.	Bill Atty.
1/19/2002	ISSUE FEE DUE	0826.1420D	DLF
3/4/2002	ISSUE FEE DUE	0021.1920	DLF
3/4/2002	ISSUE FEE DUE	0614.1961	EB
3/5/2002	ISSUE FEE DUE	1264.1022	MDS